



UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, EASTERN DIVISION

ERIC MARTINEZ FELIX, an
individual,

Plaintiff,

v.

COUNTY OF FRESNO; FRESNO
COUNTY'S SHERIFF'S
DEPARTMENT; DEPUTY EVAN
MICHAEL LEONA; DEPUTY
JEFFREY N. MORSE; DEPUTY
JACOB ROBERT WOESNER
(ERRONEOUSLY SUED AS
"SHERIFFS"); and DOES 1 through 10,
inclusive.

Defendants.

Case No. 1:21-CV-01417-ADA-SKO

Trial Date: March 12, 2024
Discovery Cut-Off: April 3, 2023

**ORDER RE: STIPULATION OF
THE PARTIES TO AMEND THE
SCHEDULING ORDER TO
AUTHORIZE THE TAKING OF
THE CURRENTLY NOTICED
WITNESS DEPOSITIONS AND
THE DEPOSITIONS OF NEWLY
IDENTIFIED WITNESSES WITHIN
PLAINTIFF'S SUPPLEMENTAL
RULE 26 DISCLOSURES TO BE
COMPLETED AFTER THE
DISCOVERY CUTOFF**

(Doc. 32)

1 Good cause appearing to the Court from the stipulation between the parties
2 (Doc. 32), IT IS ORDERED that:

3 1. Pursuant to Local Rule 251, the Parties have met and conferred in order
4 to informally resolve their current discovery dispute. The meet and confer process
5 was conducted by the Parties both in writing and via teleconference. Given the trial
6 in this matter is currently scheduled for March 12, 2024, and dispositive motions may
7 be filed on or before September 1, 2023, continuing the time to complete these
8 depositions will not cause any delay nor materially alter the proceedings in this
9 litigation.

10 2. The Scheduling Order (Doc. 24) is amended to authorize the Parties to
11 conduct the currently noticed depositions and the depositions of newly identified
12 witnesses within Plaintiff Eric Martinez Felix's supplemental Rule 26 disclosures.
13 The depositions authorized by the Parties' stipulation shall be limited to the following
14 individuals:

- 15 i. Eric Martinez Felix;
- 16 ii. Jennifer Banuelos;
- 17 iii. Cecilia Alvarado;
- 18 iv. Isaac Hernandez;
- 19 v. Evan Michael Leona;
- 20 vi. Deputy Jeffrey N. Morse, Fresno County Sheriff's Department;
- 21 vii. Deputy Jacob R. Woesner, Fresno County Sheriff's Department;
- 22 viii. Janice Porter, Paramedic, American Ambulance;
- 23 ix. Cynthia Jung, EMT, American Ambulance;
- 24 x. James E. Andrews, MD, Community Regional Medical Center;
- 25 xi. Margarita Reyes;
- 26 xii. Kevin Pope;
- 27 xiii. Dr. Moshe Wilker, Wilker Orthopedic & Spine Institute; and
- 28 xiv. Andrew Philipson, Fresno County Public Defender.

1 3. To prevent any delay in this litigation, IT IS ALSO ORDERED the
2 Parties that the depositions shall be completed on or before June 16, 2023.

3
4 IT IS SO ORDERED.

5 Dated: March 27, 2023

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

ALESHIRE &
WYNDER^{LLP}
ATTORNEYS AT LAW

